

**Senate Bill No. 1975**

\_\_\_\_\_

Passed the Senate      August 30, 2002

\_\_\_\_\_  
*Secretary of the Senate*

\_\_\_\_\_

Passed the Assembly      August 26, 2002

\_\_\_\_\_  
*Chief Clerk of the Assembly*

\_\_\_\_\_

This bill was received by the Governor this \_\_\_\_\_ day of  
\_\_\_\_\_, 2002, at \_\_\_\_\_ o'clock \_\_M.

\_\_\_\_\_  
*Private Secretary of the Governor*

└

## CHAPTER \_\_\_\_\_

An act to amend Sections 316, 1000, 1001, 1201, and 1202 of the Elections Code, relating to statewide primary elections.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1975, Johnson. Statewide primary election.

Existing law requires that the statewide direct primary election be held on the first Tuesday in March in each even-numbered year. It requires that, in any year evenly divisible by the number 4, the statewide direct primary election be consolidated with the presidential primary held on the first Tuesday in March in those years.

This bill would instead require that the statewide direct primary election be held on the first Tuesday after the first Monday in June of each even-numbered year. It would retain the requirement that the presidential primary election be held on the first Tuesday in March in any year evenly divisible by the number 4, but would instead require that the statewide direct primary election not be consolidated with the presidential primary election in those years.

This bill, by requiring a higher level of service by local elections officials between the June statewide primary election and the ensuing November statewide general election, would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.



*The people of the State of California do enact as follows:*

SECTION 1. Section 316 of the Elections Code is amended to read:

316. “Direct primary” is the primary election held on the first Tuesday after the first Monday in June in each even-numbered year, to nominate candidates to be voted for at the ensuing general election or to elect members of a party central committee.

SEC. 2. Section 1000 of the Elections Code is amended to read:

1000. The established election dates in each year are as follows:

- (a) The second Tuesday of April in each even-numbered year.
- (b) The first Tuesday after the first Monday in March of each odd-numbered year.
- (c) The first Tuesday in March in any year which is evenly divisible by the number 4.
- (d) The first Tuesday after the first Monday in June of each odd-numbered year.
- (e) The first Tuesday after the first Monday in June in each even-numbered year.
- (f) The first Tuesday after the first Monday in November of each year.

SEC. 3. Section 1001 of the Elections Code is amended to read:

1001. Elections held in March in any year evenly divisible by the number four, and in June and November of each even-numbered year, are statewide elections and these dates are statewide election dates.

SEC. 4. Section 1201 of the Elections Code is amended to read:

1201. The statewide direct primary shall be held on the first Tuesday after the first Monday in June of each even-numbered year.

SEC. 5. Section 1202 of the Elections Code is amended to read:

1202. The presidential primary shall be held on the first Tuesday in March in any year evenly divisible by the number four and may not be consolidated with the statewide direct primary held in that year.



SEC. 6. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.



Approved \_\_\_\_\_, 2002

\_\_\_\_\_  
*Governor*

